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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,	)	
Plaintiff,	)	2:10-cr-0578-PMP-RJJ
	)	
v.	)	<b>STIPULATION TO CONTINUE</b>
	)	<b>TRIAL DATE</b>
LINDA LIVOLSI, aka Linda Grogg,	)	<b>(Seventh Request)</b>
Defendant.	)	
	)	

**IT IS HEREBY STIPULATED AND AGREED**, by and between Patrick McDonald, Esq. counsel for defendant Linda Livolsi, and Michael Chu, Assistant United States Attorney, counsel for the United States of America, that the calendar call presently scheduled for February 6, 2013, at 9:00 am; and (2) the trial currently scheduled for February 12, 2013, at 9:00 am be continued to a time and date convenient to this Court. This stipulation is entered into for the following reasons:

1. The defendant requests a continuance of this trial. Defendant's counsel of choice, Pat McDonald, Esq., has a medical condition which, due to the need for surgery and post-operative rehabilitation, renders him unable to prepare for trial and try this case on its February 12, 2013 trial setting. (For privacy reasons, details of Mr. McDonald's condition are omitted here, but Mr. McDonald more fully described his need for surgery at the January 17, 2013 hearing. These statements are incorporated herein by reference.) That said, defendant still wishes to retain Mr. McDonald to handle her trial, and thus, stipulates to this continuance so that she can be represented by her counsel of choice.

2. Defendant (and her counsel) need additional time to prepare for trial in the case including conducting legal research.

3. The United States, having inquired with Mr. McDonald into his medical condition, agrees to the continuance.

4. This is the seventh request for a continuance of the trial date.

5. Defendant is not in custody and does not object to a continuance of the trial date. In fact, she actively seeks this continuance.

6. Denial of this request for a continuance could result in a miscarriage of justice.

7. The additional time requested by this stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A), when considering the factors under 18 U.S.C. §§ 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv).

DATED January 17, 2013.

DANIEL BOGDEN  
United States Attorney

/s/

/s/

PATRICK McDONALD, Esq.  
Counsel for defendant Linda Livolsi

MICHAEL CHU  
Assistant United States Attorney  
Counsel for the United States

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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

6 UNITED STATES OF AMERICA, )  
Plaintiff, )

2:10-cr-0578-PMP-RJJ

7 v. )

**ORDER TO CONTINUE and  
FINDINGS OF FACT & CONCLUSIONS  
OF LAW**

8 LINDA LIVOLSI, aka Linda Grogg, )  
9 Defendant. )  
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11  
**FINDINGS OF FACT**

12 Based on the pending stipulation of counsel, and good cause appearing therefore, the Court  
13 hereby finds that:

14 1. The defendant requests a continuance of this trial. Defendant's counsel of choice,  
15 Pat McDonald, Esq., has a medical condition which, due to the need for surgery and post-operative  
16 rehabilitation, renders him unable to prepare for trial and try this case on its February 12, 2013 trial  
17 setting. (For privacy reasons, details of Mr. McDonald's condition are omitted here, but Mr.  
18 McDonald more fully described his need for surgery at the January 17, 2013 hearing. These  
19 statements are incorporated herein by reference.) That said, defendant still wishes to retain Mr.  
20 McDonald to handle her trial, and thus, stipulates to this continuance so that she can be represented  
21 by her counsel of choice.

22 2. Defendant (and her counsel) need additional time to prepare for trial in the case  
23 including conducting legal research.  
24



1 calendar call on \_\_\_\_\_, at the hour of \_\_\_\_\_ a.m., in Courtroom  
2 \_\_\_\_\_.

3 DATED this \_\_\_\_\_ day of \_\_\_\_\_.

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\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

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